

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,)
)
Plaintiff,)
)
v.)
)
ROBERTO MAGO MURILLO,)
)
Defendant.)

CASE NO. 05-249 M

DETENTION ORDER

Offense charged: Illegal Re-Entry After Deportation, in violation of Title 18, Section
1326(a).

Date of Detention Hearing: May 18, 2005.

The Court, having conducted an uncontested detention hearing pursuant to Title
18 U.S.C. § 3142(f), and based upon the factual findings and statement of reasons for
detention hereafter set forth, finds that no condition or combination of conditions which the
defendant can meet will reasonably assure the appearance of the defendant as required and
the safety of any other person and the community. The Government was represented by Don
Reno. The defendant was represented by Robert Gombiner.

The Government filed a Motion for Detention, and further asserted that the
defendant is a Mexican national and citizen who has previous deportations, only to illegally

re-enter the United State once again. Additionally, the Government noted that the defendant has an extensive criminal history and is a convicted felon.

The defense stipulated to detention.

FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

- (1) The defendant represents a risk of nonappearance due to the following:
He is a citizen and national of Mexico who has previously been deported; his ties to the Western District of Washington are unknown; and BICE has filed a detainer.
- (2) The defendant represents a risk of danger due to his extensive criminal history and unknown background.
- (3) The defendant does not contest detention.

Thus, there is no condition or combination of conditions that would reasonably assure future court appearances.

It is therefore ORDERED:

- (1) Defendant shall be detained pending trial and committed to the custody of the Attorney General for confinement in a correctional facility separate, to the extent practicable, from persons awaiting or serving sentences, or being held in custody pending appeal;
- (2) Defendant shall be afforded reasonable opportunity for private consultation with counsel;
- (3) On order of a court of the United States or on request of an attorney for the Government, the person in charge of the correctional facility in which Defendant is confined shall deliver the defendant to a United States Marshal for the purpose of an appearance in connection with a court proceeding; and

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1 (4) The clerk shall direct copies of this order to counsel for the United
2 States, to counsel for the defendant, to the United States Marshal, and to
3 the United States Pretrial Services Officer.

4 DATED this 19th day of May, 2005.

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6 MONICA J. BENTON

7 United States Magistrate Judge
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